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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

-. -

CWP-27803-2022

Date of decision: 05.12.2022

DAV Public School, Sector 8-C, Chandigarh

.....*Petitioner*

versus

U.T. Administration, Chandigarh

.....*Respondent*

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

-. -

Present: Mr. Rajdeep Singh Cheema, Advocate
for the petitioner

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Rajbir Sehrawat, J. (Oral)

The present writ petition has been filed under Articles 226 of the Constitution of India, praying for issuance of a writ in the nature of mandamus, directing the respondent to consider and decide the objections/suggestions dated 25.05.2022 (Annexure P-5) and to pass an appropriate order.

Perusal of the petition shows that the matter was considered *in extenso* by the Division Bench of this Court in CWP-6907-2009 and certain directions were issued vide order dated 20.01.2017. Earlier also, the petitioner had approached this Court vide CWP-11610-2019 and the Single Bench, vide order dated 09.07.2019, had observed that the objections, if any, against '*the Safe Transportation Policy for Students*' (STRAPS), to be raised before the Division Bench. Although counsel for the petitioner has submitted that the petitioner had raised the objections before the Division

Bench by filing civil miscellaneous application in CWP-6907-2009, however, the petitioner was permitted to withdraw the application since the petitioner intended to approach the authority concerned. Accordingly, even the order dated 10.05.2022 passed by the Division Bench does not show that any liberty was granted to the petitioner to approach the Single Bench, in case the authority did not take any action on the objections raised by the petitioner. Moreover, since the matter has been considered and disposed by the Division Bench only, therefore, it would not be appropriate to entertain the petition by this Court; being Single Bench. Therefore, the present writ petition deserves to be dismissed. However, at this stage, counsel for the petitioner prayed that the petitioner may be allowed to withdraw the present writ petition with liberty to avail alternate remedy, in accordance with the law.

Dismissed as withdrawn with liberty aforesaid.

(Rajbir Sehrawat)
Judge

December 05, 2022
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No